

Message Text

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45

ACTION EUR-25

INFO OCT-01 ISO-00 L-03 EB-11 NSC-10 NSCE-00 SS-15 SSO-00

COME-00 CIAE-00 INR-10 NSAE-00 RSC-01 COA-02 CG-00

FMC-04 DLOS-06 INRE-00 DRC-01 /089 W

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O 261523Z SEP 73N

FM AMEMBASSY WARSAW

TO SECSTATE WASHDC IMMEDIATE 5964

LIMITED OFFICIAL USE WARSAW 5020

S.O. 11652: N/A

TAGS: OCLR, PL

SUBJECT: PROPOSED EXCHANGE OF NOTES ON PORT ACCESS

REF: (A) WARSAW 4997; (B) STATE 190821

FROM ARMSTRONG AND ALDRICH

1. AS STATED REF (A) WE GAVE POLISH FOREIGN TRADE
MINISTRY DRAFT TRANSMITTED REF (B). POLES SAID THAT
THEY HAD TWO OBJECTION TO FORMULATION, ITS RECIPROCAL
NATURE AND THE REQUIREMENT FOR AN AFFIRMATIVE APPROVAL
IN EACH CASE. THEY POINTED OUT THAT EXCHANGE OF NOTES
OF JAN 4, 1971 WHICH ESTABLISHED FOURTEEN DAY
NOTICE REQUIREMENT, AVOIDED THESE PROBLEMS. THEY
SAID THAT POLAND HAD NO NOTICE REQUIREMENT FOR ENTRY
OK US COMMERCIAL SHIPPING AND DID NOT, RPT, NOT,
WISH TO IMPOSE ONE. THEY SAID RIGHT OF REFUSAL OF
ACCESS SHOULD BE SUFFICIENT, AND AFFIRMATIVE REQUIRE-
MENT OF APPROVAL RAISES FURTHER QUESTIONS SUCH AS TO
WHOM APPROVAL IS TO BE GIVEN AND WHETHER IT MUST BE IN
WRITING.

2 WE THINK POLES HAVE A POINT, AND WE REQUEST URGENT
APPROVAL OF FOLLOWING REVISION OF SECOND PARAGRAPH OF
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NOTE:

" TO PROMOTE INCREASED COMMERCIAL ACTIVITIES AND
IMPROVED MARITIME RELATIONS BETWEEN OUR TWO COUNTRIES,
THE GOVERNMENT OF THE UNITED STATES PROPOSES THAT
REQUESTS FOR ACCESS TO PORTS OF THE UNITED STATES

BY COMMERCIAL CARGO AND PASSENGER VESSELS OF POLAND
SHALL BE SUBMITTED TO THE APPROPRIATE UNITED STATES
AUTHORITY AT LEAST FOUR FULL WORKING DAYS IN ADVANCE
OF EACH PORT ENTRY. ENTRY SHALL, OF COURSE, BE
SUBJECT TO APPLICABLE LAWS AND REGULATIONS. FISHING
VESSELS, FISHERY RESEARCH VESSELS AND FISHERY
SUPPORT VESSELS ARE NOT COVERED BY THIS EXCHANGE OF
NOTES."

3. AS MINOR DRAFTING OBJECTION, POLES SAID WORD
"STEAMSHIP" IN THIRD PARAGRAPH SEEMS ARCHAIC. WE AGREE
AND WILL SUBSTITUTE "COMMERCIAL SHIPPING".
DAVIES

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NNN

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Drafter: n/a
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30 JUN 2005

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